

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Bernard BENE et al.	)	Group Art Unit: 1797
	)	
Application No.: 10/526,498	)	Examiner: Marjorie Ellen CHRISTIAN
	)	
Filed: September 29, 2005	)	
	)	
For: CONTROL APPARATUS AND	)	Confirmation No.: 7337
CONTROL METHOD FOR A	)	
BLOOD TREATMENT	)	
EQUIPMENT	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(c)**

This Third Supplemental Information Disclosure Statement is being filed in addition to the Second Supplemental Information Disclosure Statement filed on November 26, 2007, the Supplemental Information Disclosure Statement filed on January 13, 2006, and the Information Disclosure Statement filed on March 4, 2005.

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign and patent documents are attached. English translations of the Abstracts of the Japanese references are also included

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 12, 2009

By: /Aaron L. Parker/  
Aaron L. Parker  
Reg. No. 50,785  
(202) 408-4000